

**R277. Education, Administration.**

**R277-488. ~~[Critical Languages and]~~Dual Language Immersion Program.**

**R277-488-1. Authority and Purpose.**

(1) This rule is authorized by:

(a) Utah Constitution Article X, Section 3, which vests general control and supervision over public education in the Board;

(b) ~~[Section 53A-15-104, which requires the Board to establish a Critical Languages Program];~~

(c) Section 53F~~[A]-15~~2-105502, which requires the Board to establish a Dual Language Immersion program; and

(d) Section 53E~~[A]-3~~4-401, which allows the Board to make rules to execute the Board's duties and responsibilities under the Utah Constitution and state law.

(2) The purpose of this rule is to:

(a) establish criteria and procedures for distributing funds to elementary and secondary schools participating in the Dual Language Immersion Program~~[and Critical Languages Program];~~

(b) increase the number of students who reach proficiency in world languages;

(c) build overall world language capacity in the state of Utah; and

(d) increase the number of biliterate and bilingual students.

**R277-488-2. Definitions.**

~~[(1) "Critical languages" means those languages described under Section 53A-15-104(1).]~~

~~[(2) "Critical Languages Program" means the program described under Section 53A-15-104.]~~

[(1)(3)] The definitions below are in addition to or serve to clarify the definitions found in Utah Code Section 53F-2-502.

[(3)](1) "Dual language immersion" or "DLI" means a distinctive dual language education program in which native English speakers and active speakers of another language are integrated for academic content.

~~[(4)]~~(2) "Secondary school" means grades 7-12 in whatever schools the grade levels exist.

**R277-488-3[4]. Dual Language Immersion Program Requirements.**

(1) The Superintendent shall disburse DLI program funds by July 1 of each fiscal year subject to state appropriation.

(2) The DLI program shall support world languages approved by the Superintendent.

(3) The Superintendent shall annually provide an application for an LEA to receive funding for DLI programs ~~[by April 14]~~[annually].

(4) An LEA shall submit an application described in Subsection (3) no later than the deadline specified in the application~~[May 14]~~ annually to be considered for elementary ~~[and secondary]~~ school DLI program funding in the subsequent school year.

(5) An application for DLI program funds shall include a plan that includes:

~~[(a) 50 percent of instruction in English and 50 percent of instruction in another partner language;]~~

~~[(b) an instructional model identified in Subsection R277-488-2(4)(b);]~~

~~[(c)]~~(a) a world language approved by the Superintendent;

~~[(d)]~~(b) a timeline that begins the instructional model in kindergarten or grade 1, ~~[and]~~ adds an additional grade each year; and

~~[(e)]~~(c) a plan and procedure in place to notify students and parents of the availability of at least one DLI course.

(6) The Superintendent shall give priority in DLI program funding to an LEA that:

(a) does not currently teach the requested language choice;

(b) demonstrates adequate local funding and infrastructure to begin a program or expand existing programs;

(c) demonstrates community interest and students committed and prepared to participate in a new or expanded program, including prepared instructors for the program;

(d) has adequate interest, resources, and infrastructure, but does not presently have a DLI program; and

(e) has a demonstrated community need for improved or expanded world language instruction in a specific school or community.

(7) A school receiving DLI program funds shall hire qualified world language teachers who:

(a) have a world language endorsement in the language of instruction and a DLI endorsement; and

(b) are Utah licensed elementary or secondary educators.

**R277-488-[3]4. ~~[Critical Language Program]~~Proficiency Assessment Requirements.**

(1) The Superintendent shall select a proficiency assessment ~~[shall be procured by the Board and administered by an LEA for each DLI program]~~through an appropriate procurement process.

(2) The proficiency assessment described in Subsection (1) shall assess ~~[shall test]~~ the following areas of proficiency:

(a) listening;

(b) speaking;

(c) reading; and

(d) writing.

(3) An LEA DLI program ~~[will]~~shall administer ~~[an]~~the proficiency assessment ~~[approved]~~selected by the Superintendent as described in Subsection (1) for certain areas of proficiency listed in subsection (2) at each grade level starting at Grade 3 and through Grade 9. ~~[A secondary school that desires to offer critical languages, through traditional instruction or a visiting guest teacher program, shall submit an application, to the Superintendent no later than May 1.~~

~~(2) An LEA application shall be on a form provided by the Superintendent annually by April 1, which shall designate:~~

~~(a) the name of the school district or charter school;~~

~~(b) a plan and procedure to notify students and parents of the names of the critical languages that will support the dual language immersion continuation into secondary schools consistent with Subsection 53A-15-104(1); and~~

~~\_\_\_\_\_ (c) requirements for the visiting guest teacher exchange program, including:~~  
~~\_\_\_\_\_ (i) programs shall operate under a Memorandum of Understanding between the Board~~  
~~and the country providing qualified guest teachers;~~  
~~\_\_\_\_\_ (ii) international teacher expenses shall be paid as provided by the designated~~  
~~Memorandum of Understanding; and~~  
~~\_\_\_\_\_ (iii) satisfaction of all other conditions provided by individual Memoranda of~~  
~~Understanding.~~  
~~\_\_\_\_\_ (3) A school applying for either the traditional instruction or the visiting guest teacher~~  
~~program shall use materials identified and recommended by the Superintendent, including~~  
~~texts and consumables, purchased with funds appropriated by the Legislature.]~~

**R277-488-5. International Guest Teacher Requirements**

(1) An LEA may offer world languages through the DLI program using an  
international guest teacher as outlined in R277-527.

**R277-488-~~5~~6. Dual Language Immersion Funds.**

(1) ~~[Secondary and e]~~Elementary schools shall be selected for funding for the DLI  
program based on an evaluation of applications by the Superintendent.

(a) Secondary schools ~~[will]~~shall receive funding as recipients of DLI students through  
the regular school feeder system.

(2) The Superintendent shall make an award to an individual elementary or secondary  
school and allocate funds to the school's LEA to be fully distributed to the school based on  
the annual legislative funding allocation.

(3) The Superintendent shall notify a new school eligible for funding of a funds award  
for the subsequent fiscal year by June 1 annually.

**R277-488-~~7~~[6]. Evaluation and Reports.**

(1) Each school selected for funding shall submit an annual evaluation report to the  
Superintendent.

113           (2) The Superintendent may request additional data from a secondary or elementary  
114 school that receives funding.

115   **KEY: critical languages, dual language immersion**

116   **Date of Enactment or Last Substantive Amendment: August 7, 2017**

117   **Notice of Continuation: June 6, 2017**

118   **Authorizing, and Implemented, or Interpreted Law: Art X Sec 3; ~~[53A-15-104]~~;**

119   **~~[53A]53F-[15]2-[105]502; 53E[A]-3[1]-401~~**